

12/31/01  
JC961 U.S. PTO

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Patent  
Attorney Docket: 267/211

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attorney Docket No.: 267/211  
First Named Inventor: WANG, Kangsheng  
Prior Application Information:  
Serial No. 09/781,046  
Examiner: Ton, Thaian N.  
Art Unit: 1632

Assistant Commissioner for Patents  
Box Patent Application  
Washington, D. C. 20231

FILING UNDER 37 CFR § 1.53(b)

This is a request for filing for a

☐ continuation ☐ divisional ☒ continuation-in-part (CIP)

application under 37 CFR § 1.53(b) of co-pending U.S. Application Serial No. 09/537,861  
filed March 28, 2000, and co-pending U.S. Application Serial No. 09/781,046 filed on  
February 8, 2001, by

WANG, Kangsheng et al, entitled:

A NEW VECTOR FOR GENETICALLY MODIFYING NON-HUMAN  
ANIMALS

For CONTINUATION or DIVISION APPS only: The entire disclosure of the prior application, from which an  
oath or declaration is supplied, referenced above, is considered a part of the disclosure of the accompanying  
continuation or divisional application and is hereby incorporated by reference. The incorporation can only be  
relied upon when a portion has been inadvertently omitted from the submitted application parts.

I. APPLICATION ELEMENTS ENCLOSED

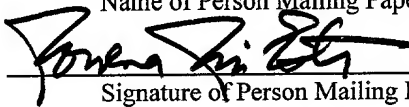
LA-222034.1

CERTIFICATE OF MAILING  
(37 C.F.R. §1.10)

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the  
United States Postal Service on the date shown below with sufficient postage as 'Express Mail Post Office To Addressee'  
in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

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December 31, 2001  
Date of Deposit

Rowena R. Estrada  
Name of Person Mailing Paper  
  
Signature of Person Mailing Paper

J1046 U.S. PTO  
10/039231  
12/31/01

10039231 12/31/01

35 Page(s) of Written Description  
5 Page(s) of Claims  
1 Page(s) of Abstract  
27 Sheet(s) of Drawings ☐ formal ☒ informal  
Page(s) of ☐ Declaration or ☐ Declaration and Power of Attorney  
☐ Copy from prior application [37 CFR §1.63(d)]  
☐ Newly executed  
Other: Return Postcard

- ☐ Assignment papers (cover sheet and documents(s))  
☐ An Information Disclosure Statement, PTO 1449, ☐ with copies of cited items.  
☐ Request and Certification under 35 U.S.C. § 122(b)(2)(B)(i). Applicant must attach form PTO/SB/35

## II. FEE CALCULATION

- ☐ Applicant claims small entity status under 37 CFR 1.27.

<b>BASIC FILING FEE:</b>						\$740.00
Total Claims	-	20	=	0	x \$18.00	\$0.00
Independent Claims	-	3	=	0	x \$84.00	\$0.00
Multiple Dependent Claims	\$280	(if applicable)			<input type="checkbox"/>	\$0.00
<b>TOTAL OF ABOVE CALCULATIONS</b>						\$740.00
Reduction by ½ for Filing by Small Entity.					<input type="checkbox"/>	\$0.00
Misc. Filing Fees (Recordation of Assignment)						\$0.00
<b>TOTAL FEES DUE HERewith</b>						\$740.00

## III. PRIORITY - 35 USC § 119

- ☐ Priority of application Serial No. \_\_\_\_\_ filed on \_\_\_\_\_ in Country is claimed under 35 USC § 119.  
☐ The certified copy has been filed in prior U.S. application Serial No. \_\_\_\_\_ on \_\_\_\_\_.  
☐ The certified copy will follow.

## IV. AMENDMENTS

- ☐ Cancel in this application original Claims \_\_\_\_\_ of the prior application before calculating the filing fee. (At least one original independent claim must be retained for filing purposes if no new claims are added in a preliminary amendment.)

- V. RELATE BACK - 35 USC § 120**

- [Enter continuing data here]

- ## VI. METHOD OF PAYMENT OF FEES

- ## VII. AUTHORIZATION TO CHARGE ADDITIONAL FEES

☐ 37 CFR § 1.16 (Filing fees and excess claims fees)

☐ 37 CFR § 1.17 (Application processing fees)

☐ 37 CFR § 1.21 (Assignment recordation fees)

☐ The power appears in the original papers in the prior application.

☐ The power does not appear in the original papers, but was filed on \_\_\_\_\_ in prior application Serial No. \_\_\_\_\_.

☐ A new power has been executed and is attached.

Please send all correspondence to Customer Number 22249:



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Suite 4700  
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(213) 489-1600

Please direct all inquiries to Samuel N. Tiu, at the above Customer Number.

**IX. MAINTENANCE OF CO-PENDENCY OF PRIOR APPLICATION**

- ☐ A petition, fee and response has been filed to extend the term in the pending **prior** application until \_\_\_\_\_. A copy of the petition for extension of time in the **prior** application is attached.
- ☐ A conditional petition for extension of time is being filed in the pending **prior** application. A copy of the conditional petition for extension of time in the **prior** application is attached.

**X. ABANDONMENT OF PRIOR APPLICATION**

- ☐ Please abandon the prior application at a time while the prior application is pending or when the petition for extension of time or to revive in that application is granted and when this application is granted a filing date so as to make this application co-pending with said prior application. At the same time, please add the words "now abandoned" to the amendment of the specification set forth in Item V above.

Respectfully submitted,

LYON & LYON LLP

Dated: December 31, 2001

By: Samuel Tiu

Samuel N. Tiu  
Reg. No. 47,997